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T.R.A. DOCKET ROOM

May 3, 2005

VIA HAND DELIVERY

Hon. Pat Miller  
Chairman  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, Tennessee 37243-0505

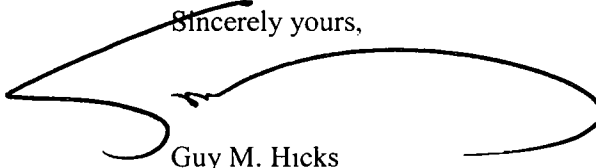
Re *Approval of the Amendment to the Interconnection Agreement Negotiated by BellSouth Telecommunications, Inc. and Telepak Networks, Inc. Pursuant to Sections 251 and 252 of the Telecommunications Act of 1996*  
Docket No. 05-00130

Dear Chairman Miller:

Pursuant to Section 252(e) of the Telecommunications Act of 1996, Telepak Networks, Inc. and BellSouth Telecommunications, Inc. are hereby submitting to the Tennessee Regulatory Authority the original and fourteen copies of the attached Petition for Approval of the Amendment to the Interconnection Agreement dated February 20, 2004. The Amendment adds Adoption language to the Agreement.

Thank you for your attention to this matter.

Sincerely yours,



Guy M. Hicks

cc Wesley Goings, Telepak Networks, Inc.  
Charles L. McBride, Jr., Esq., Brunini, Grantham, Grower & Hewes, PLLC

BEFORE THE TENNESSEE REGULATORY AUTHORITY  
Nashville, Tennessee

In re: *Approval of the Amendment to the Interconnection Agreement Negotiated by BellSouth Telecommunications, Inc and Telepak Networks, Inc. Pursuant to Sections 251 and 252 of the Telecommunications Act of 1996*

Docket No. \_\_\_\_\_

**PETITION FOR APPROVAL OF THE**  
**AMENDMENT TO THE INTERCONNECTION AGREEMENT**  
**NEGOTIATED BETWEEN BELL SOUTH TELECOMMUNICATIONS, INC.**  
**AND TELEPAK NETWORKS, INC.**  
**PURSUANT TO THE TELECOMMUNICATIONS ACT OF 1996**

COME NOW, Telepak Networks, Inc. ("Telepak") and BellSouth Telecommunications, Inc., ("BellSouth"), and file this request for approval of the Amendment to the Interconnection Agreement dated February 20, 2004 (the "Amendment") negotiated between the two companies pursuant to Sections 251 and 252 of the Telecommunications Act of 1996, (the "Act"). In support of their request, Telepak and BellSouth state the following:

1. Telepak and BellSouth have successfully negotiated an agreement for interconnection of their networks, the unbundling of specific network elements offered by BellSouth and the resale of BellSouth's telecommunications services to Telepak. The Interconnection Agreement was approved by the Tennessee Regulatory Authority ("TRA") on April 12, 2004

2. The parties have recently negotiated an Amendment to the Agreement which adds Adoption language to the Agreement. A copy of the Amendment is attached hereto and incorporated herein by reference.

3. Pursuant to Section 252(e) of the Telecommunications Act of 1996, Telepak and BellSouth are submitting their Amendment to the TRA for its consideration

and approval. The Amendment provides that either or both of the parties is authorized to submit this Amendment to the TRA for approval.

4. In accordance with Section 252(e) of the Act, the TRA is charged with approving or rejecting the negotiated Amendment between BellSouth and Telepak within 90 days of its submission. The Act provides that the TRA may only reject such an agreement if it finds that the agreement or any portion of the agreement discriminates against a telecommunications carrier not a party to the agreement or the implementation of the agreement or any portion of the agreement is not consistent with the public interest, convenience and necessity.

5. Telepak and BellSouth aver that the Amendment is consistent with the standards for approval.

Telepak and BellSouth respectfully request that the TRA approve the Amendment negotiated between the parties.

This 31 day of May, 2005.

Respectfully submitted,

BELLSOUTH TELECOMMUNICATIONS, INC

By: 


Guy M. Hicks  
333 Commerce Street, Suite 2101  
Nashville, Tennessee 37201-3300  
(615) 214-6301  
Attorney for BellSouth

CERTIFICATE OF SERVICE

I, Guy M. Hicks, hereby certify that I have served a copy of the foregoing Petition for Approval of the Amendment to the Interconnection Agreement on the following via United States Mail on the 31 day of May, 2005:

Wesley Goings  
Telepak Networks, Inc.  
125 South Congress Street, Suite 1830  
Jackson, Mississippi 39210

Charles L. McBride, Jr., Esq.  
Brunini, Grantham, Grower & Hewes, PLLC  
248 East Capitol Street, Suite 1400  
Jackson, Mississippi 39201



Guy M. Hicks

**Amendment to the Agreement  
Between  
Telepak Networks, Inc.  
and  
BellSouth Telecommunications, Inc.  
Dated February 20, 2004**

Pursuant to this Amendment, (the "Amendment"), Telepak Networks, Inc. (Telepak Networks), and BellSouth Telecommunications, Inc. ("BellSouth"), hereinafter referred to collectively as the "Parties," hereby agree to amend that certain Interconnection Agreement between the Parties dated February 20, 2004 ("Agreement") to be effective 30 (thirty) calendar days after the date of the last signature executing the Amendment ("Effective Date")

WHEREAS, BellSouth and Telepak Networks entered into the Agreement on February 20, 2004, and,

WHEREAS, BellSouth and Telepak Networks are amending the Adoption of Agreements provision of the Agreement pursuant to the FCC's Second Report and Order, WC Docket No 01-338, issued on July 13, 2004,

NOW, THEREFORE, in consideration of the mutual provisions contained herein and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties hereby covenant and agree as follows

- 1 The Parties agree to delete Section 13 of the General Terms and Conditions and replace it with the following:

13 Pursuant to 47 USC § 252(i) and 47 C.F.R. § 51.809, BellSouth shall make available to Telepak Networks any entire interconnection agreement filed and approved pursuant to 47 USC § 252. The adopted agreement shall apply to the same states as the agreement that was adopted, and the term of the adopted agreement shall expire on the same date as set forth in the agreement that was adopted

2. All of the other provisions of the Agreement dated February 20, 2004, shall remain unchanged and in full force and effect.
- 3 Either or both of the Parties are authorized to submit this Amendment to the respective state regulatory authorities for approval subject to Section 252(e) of the Federal Telecommunications Act of 1996.

## Signature Page

IN WITNESS WHEREOF, the Parties have executed this Amendment the day and year written below

## BellSouth Telecommunications, Inc.

By: Name. Kristen RoweTitle. DirectorDate 3-2-05

## Telepak Networks, Inc.

By: Name. J. Gregg LoganTitle. Vice PresidentDate: 2/28/05